

#28

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Dakai Liu et al.

Serial No. 08/822,963 Group Art Unit: 1631

Filed: March 21, 1997 Examiner: David Guzo

Title: VECTORS, VIRAL VECTORS AND PACKAGING CELL  
LINES FOR PROPAGATING SAME

**FILED BY EXPRESS MAIL**

Honorable Commissioner of  
Patents and Trademarks  
Washington, D. C. 20231

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**PETITIONS OFFICE**

Sir:

Transmitted herewith is a Request for Continued Examination in the above-identified patent application.

The claim fee\* has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
Total	23	Minus	75	= 18	X 18	\$ 0
Indep	1	Minus	6	= 0	X 78	\$ 0
( )	First Presentation of Multiple Dependent Claims				+ 260	\$
	<b>TOTAL ADDITIONAL FEE</b>					<b>\$ 0</b>

( ) Charge Deposit Account No. 05-1135 in the amount of \$\_\_\_\_\_.

( ) A check in the amount of \$\_\_\_\_\_ is attached.

(X) The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 05-1135 any filing fees under 37 C.F.R. §1.16 for the presentation of extra claims and any patent application processing fees under 37 C.F.R. §1.17.

Copies are being provided in triplicate.

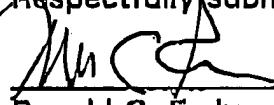
Enz-56(C)

Dakai Liu et al.  
Serial No.: 08/822,963  
Filed: March 21, 1997  
Page 2 [Transmittal - January 11, 2002]

Also enclosed: Petition To Revive An Unintentionally Abandoned Application Under C.F.R. §1.137(b) (With Exhibits 1-3)  
Submission (Amendment) & Information Disclosure Statement (IDS)

January 11, 2002  
Date

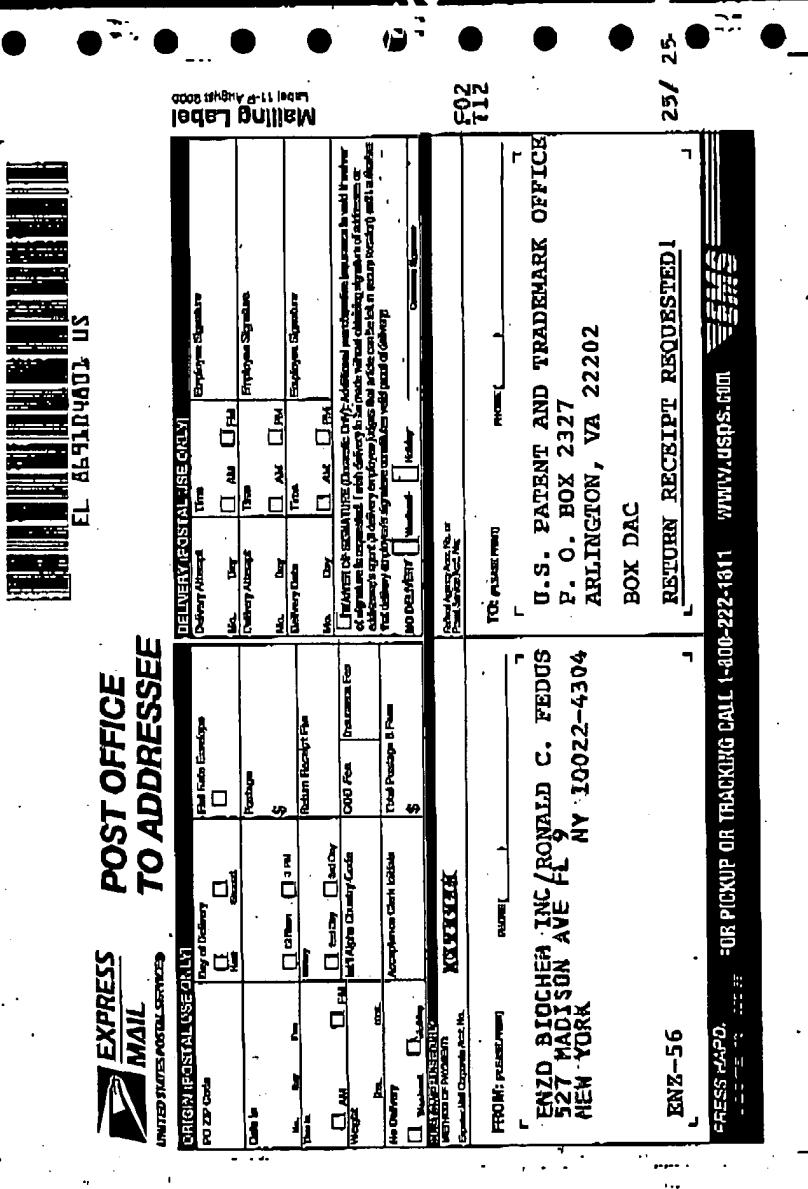
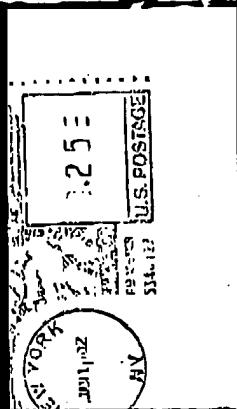
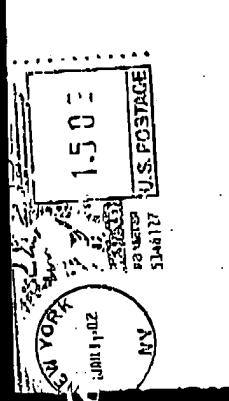
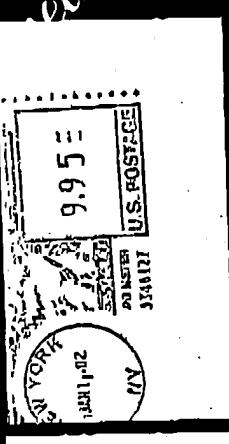
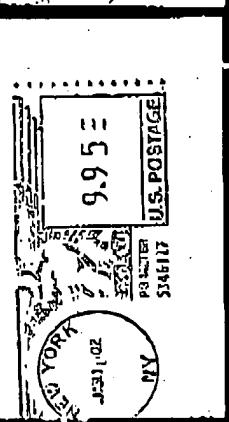
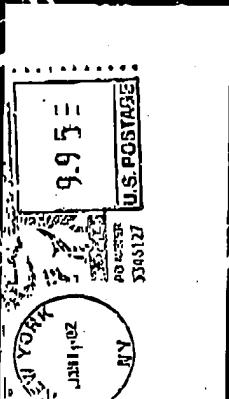
Respectfully submitted,

  
Ronald C. Fedus  
Registration No. 32,567  
Attorney for Applicant(s)

ENZO THERAPEUTICS, INC.  
c/o Enzo Biochem, Inc.  
527 Madison Avenue (9<sup>th</sup> Fl.)  
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Tel. (212) 583-0100  
Attorney's Docket No.: Enz-56(C)

EXPRESS MAIL CERTIFICATE	
"Express Mail" Label No.: <u>EL889104801US</u>	
Deposit Date:	<u>January 11, 2002</u>
<p>I hereby certify that this paper and the attachments herein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.110 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231</p> <p> Ronald C. Fedus Reg. No. 32,567</p> <p><u>JAN 11 2002</u> Date</p>	

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APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
08/822, 963	03/21/97	LIU	D ENZ-56
		HM22/0509	EXAMINER GUZO, D
			ART UNIT 1636
			PAPER NUMBER 23
		DATE MAILED: 05/09/01	

RONALD C FEDUS  
 ENZO THERAPEUTICS INC  
 C O ENZO BIOCHEM INC  
 527 MADISON AVENUE 9TH FLOOR  
 NEW YORK NY 10022

## NOTICE OF ABANDONMENT

This application is abandoned in view of:

Applicant's failure to timely file a proper response to the Office letter mailed on 10/11/00.

A response (with a Certificate of Mailing or Transmission of \_\_\_\_\_) was received on \_\_\_\_\_, which is after the expiration of the period for response (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.

A proposed response was received on \_\_\_\_\_, but it does not constitute a proper response to the final rejection.

(A proper response to a final rejection consists only of: a timely filed amendment which places the application in condition for allowance; a Notice of Appeal; or the filing of a continuing application under 37 CFR 1.62 (FWC).)

No response has been received.

Applicant's failure to timely pay the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance.

The issue fee (with a Certificate of Mailing or Transmission of \_\_\_\_\_) was received on \_\_\_\_\_.

The submitted issue fee of \$\_\_\_\_\_ is insufficient. The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_.

The issue fee has not been received.

Applicant's failure to timely file new formal drawings as required in the Notice of Allowability.

Proposed new formal drawings (with a Certificate of Mailing or Transmission of \_\_\_\_\_) were received on \_\_\_\_\_.

The proposed new formal drawings filed \_\_\_\_\_ are not acceptable.

No proposed new formal drawings have been received.

The express abandonment under 37 CFR 1.62(g) in favor of the FWC application filed on \_\_\_\_\_.

The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.

The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.

The decision by the Board of Patent Appeals and Interferences rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.

The reason(s) below: *agent's inaction resulted that the case was abandoned but would be revived.*

DAVID GUZO  
 PRIMARY EXAMINER